AUG 1 3 2004 %

AF/ 1775 Stew

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 09/684,927

Confirmation No.: 2321

In re Application of

Group Art Unit: 1775

Hideki USUKI et al.

Examiner: Ling X. Xu

Filed: October 10, 2000

For: PROTECTIVE LAYER TRANSFER SHEET

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

MAIL BOX AF Commissioner for Patents P. O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated February 13, 2004 of the Primary Examiner finally rejecting claims 1 and 4 to 9.

The \$330.00 Appeal fee is:

- x enclosed (our check # 17909)
- not required (fee paid in prior appeal in this
 application with no Board decision on the merits).
- X included in our check is \$950.00 for a three-month extension of time for filing this Notice of Appeal.

08/16/2004 CNGUYEN 00000035 09684927

01 FC:1401

330.00 DP

The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment to Deposit Account No. 16-0331. A duplicate copy of this form is enclosed.

Respectfully submitted,

PARKHURST & WENDEL,

Date 46/hst 13,2004

Charles A. Wendel

Registration No. 24,453

CAW/ch

Attorney Docket No. <u>DAIN:563</u>

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(rev. 03/04)